

WEBB COUNTY, TEXAS

COMMISSIONERS COURT AGENDA

LOUIS H. BRUNI Webb County Judge (956) 523-4600

FRANK SCIARAFFA Commissioner, Precinct 1 (956) 523-4660

JUDITH G. GUTIERREZ Commissioner, Precinct 2 (956) 523-4624

JERRY GARZA Commissioner, Precinct 3 (956) 523-4625

BRUNNER Commissioner, Precinct 4 (956) 523-4652

MARGIE IBARRA Webb County Clerk (956) 523-4251

CINDY CORTEZ

HOMERO RAMIREZ Webb County Attorney (956) 523-4044

LEO FLORES Webb County Auditor (956) 523-4016

DELIA PERALES WEBB COUNTY TREASURER (956)523-4051

PUBLIC NOTICE

COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
FEBRUARY 28, 2005 1:00 P.M. and CONTINUING
MARCH 1, 2005
1:00 P.M.

- 1. CALL TO ORDER BY THE HONORABLE COUNTY JUDGE, LOUIS H. BRUNI
- 2. ROLL CALL BY THE HONORABLE COUNTY CLERK, MARGIE IBARRA
- 3. PLEDGE OF ALLEGIANCE
- **4.** APPROVAL OF MINUTES FOR JANUARY 24, 2005 AND JANUARY 25, 2005
- 5. APPROVAL OF BILLS, PAYROLL AND MONTHLY REPORTS
- 6. COMMUNICATIONS
- 7. PUBLIC COMMENT- This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of three (3) minutes within which to make any/all public comments.

COURT TO DISCUSS AND ACT ON THE FOLLOWING:

HONORABLE LOUIS H. BRUNI, WEBB COUNTY JUDGE

- 8. Proclamation proclaiming February 2005 as "American Red Cross Month."
- **9.** Discussion and possible action to direct the Road & Bridge Department to maintain all county roads at Pueblo Nuevo Subdivision, and apply a flexible base on any such roads as needed in order to facilitate public access to and from said Colonia.
- 10. Discussion and possible action to direct the Road & Bridge Department to maintain all county roads at Ranchitos 359 Subdivision, and apply a flexible base on any such roads as needed in order to facilitate public travel to and from said Colonia.
- 11. Discussion and possible action to direct the Webb County Purchasing Agent to solicit request for proposals for a consultant on matters relating to golf courses in general, and in a "needs assessment" of the Casa Blanca Course.
- **12.** Discussion and possible action to approve the transfer of \$783,603.00 from the following funds, and in respective amounts as shown below, to Fund 660, Capital Outlay—Series 2003, and to assign the funds to the Webb County Sheriff for capital outlay purchases:

a. Fund 663, Rain Enhancement, Series 2003	\$541,909.00
b. Fund 668, Casa Blanca Dredging, Sr. 2003	\$146,694.00
c. Fund 695. Park Development Pct.3. Series 2003	\$95,000,00

- **13.** Discussion and possible action to transfer slot #0033, Veterans Service Officer, from department #0200-County Judge to department #5050-Veterans Service Office effective 02-22-05 at an annual rate of \$42,000.
- **14.** Discussion and possible action to transfer slot #0611 Veterans Service Liaison from department #0101-Commissioners Court to department #5050-Veterans Service Office effective 02-22-05 as budgeted.

- 15. Public announcement regarding the potential high-risk for Dengue in the Laredo-Webb County area with discussion and possible action to direct appropriate staff to meet with City of Laredo officials in order to intensify mosquito control programs in the area and directing staff further to promptly report to the court at its regularly scheduled meetings of any and all progress in this endeavor.
- 16. Status report on Border Colonias Access Program, including an explanation of why only \$209,464.41 of the \$5,507,721.59 award has been spent where the grant was awarded on 01-10-03 with a three year time line for project completion, or the letting of the construction contract within two, so as to avoid forfeiture of the project funds; report to include times and dates when all requisite monthly schedules with project development timelines and estimated monthly expenditures for the same were submitted to TxDot.
- 17. Status report by County Engineer on Lewis Petro Properties, Inc.'s proposed drilling activities on the Webb County School Lands (State Highway 44) with discussion and possible action to complete the process in an expedited manner.
- 18. Status report on the contract with Mr. Hugo Ramos for the performance of logging services on the water wells to be drilled on Webb County School Lands by Tetra Tech with discussion and possible action to retain the services of an additional logger, at a rate of \$150.00 per day, in order to perform nighttime logging services at the well.

HONORABLE FRANK SCIARAFFA, COMMISSIONER PRECINCT 1

- **19.** Action to reclassify and fill position slot #2236, from custodian to clerk at the same salary of \$9.76-\$10.05/Hr. and authorization to fill position slot #2201 clerk, both actions to be effective March 1, 2005.
- 20. Discussion and possible action to approve an Intergovernmental Cooperation Agreement with the City of El Cenizo for the assignment of two (2) surplus Webb County vehicles to be used by the City of El Cenizo for law enforcement purposes at no cost or liability to Webb County. [Requested by Sheriff Rick Flores]
- 21. Discussion and possible action authorizing the Purchasing Agent and the County Engineer to advertise for "Requests for Proposals" for the proposed Boys and Girls Club to be constructed in the vicinity of the Rio Bravo Community Park.

HONORABLE JUDITH G. GUTIERREZ, COMMISSIONER PRECINCT 2

- **22.** Discussion and possible action declaring a local state of disaster due to excessive rain and other weather conditions in the areas of the Colonias on Hwy 359 and Hwy 59, specifying the duration of the disaster order, and authorizing remedial assistance as necessary.
- **23.** Report from the County Engineer on the status of the TXDOT Border Colonias Access Program for the Bruni and Mirando Paving Projects.
- **24.** Discussion and possible action on the presentation by the County Engineer on the proposed procedures for R.O.W. Acquisition for residents of Colonias for the purpose of providing water and wastewater service as well as the construction of roads and storm drainage improvements.

HONORABLE CINDY CORTEZ BRUNNER, COMMISSIONER PRECINCT 4

- **25.** Discussion and possible action to solicit a Request for Proposals from area engineers for a preliminary environmental study, including soil testing for foundation design, to be conducted on FM 1472 (NW Corner) and Lago Del Rio for possible future construction of building project.
- **26.** Status report on the Azteca Neighborhood Community Center's possible condemnation with discussion and possible action to direct appropriate staff to take action as necessary to remedy the conditions giving rise to health and safety concerns presently there.
- 27. Discussion and possible action to approve an Intergovernmental Cooperation Agreement with the City of Laredo by providing financial assistance in the amount not to exceed ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) to be expended from Fund 695 (County Park Development Series 2002) and Fund 658 (County Park Development Series 2003) towards the improvement of city parks (lighting of baseball field at Father McNaboe Park and playground module for the Noon Lions Park), and authorizing the County Judge to execute all relevant documents.
- 28. Discussion and possible action to approve an Intergovernmental Cooperation Agreement with the City of Laredo by providing financial assistance in the amount not to exceed ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) expended from Fund 696 (Capital Outlay Series 2002) towards improvement of neighborhood centers (modular building at the "La Ladrillera" Neighborhood Facility), and authorizing the County Judge to execute all relevant documents.

COMMISSIONERS COURT

29. Discussion and possible action to appoint members to a committee to review and evaluate District Record Electronics (DRE) equipment and proposals from state certified vendors for further recommendations to commissioners court.

1. Jerry Garza Webb County Commissioner Pct. 3

2. Raul Casso Chief of Staff

3. Carlos Villarreal Executive Administrator

4. Oscar Villarreal Interim Elections Administrator

5. Eduardo Flores MIS6. Christy Alvarado MIS

7. Eloy Ramirez Purchasing



COMMUNITY ACTION AGENCY

- **30.** Discussion and possible action for approval to accept Grant Award from the Emergency Food Shelter Program /FEMA, for FY 2005, in the amount of \$35,000.
- **31.** Discussion and possible action for approval on appointing to the Webb Community Action Agency Advisory Board, Ms. Oralia Reyes as the official representative of Commissioner Frank Sciaraffa, Precinct.
- **32.** Discussion and possible action to fill Slot 1848 (Driver), @ \$8.25/hr.,(30 hrs./wk.), effective February 28, 2005. Funding comes from the Community Services Block Grant (CSBG)--- NO IMPACT ON GENERAL FUND.

COUNTY ATTORNEY

- 33. Discussion and possible action to enter into a Mental Health Service Agreements with Lighthouse Professional Counseling Services for Children enrolled in the Webb County Head Start Program for a period of eighteen (18) months, beginning February 1, 2005 through July 31, 2007, at reduced fees as set forth in the agreements, and authorizing an exemption from section 262.023 Local Government Code (Competitive Bidding and Competitive Proposal Requirements) and authorizing the County Judge to execute all relevant documents. [Requested by Head Start, Account No. 903-4208-6218 (Medical/Dental Exam)]
- 34. Discussion and possible action to enter into a one (1) year subscriber agreement with Habla-Tex to provide Nextel Communication Services for one Nextel phone. The cost of the one (1) Nextel phone is ONE HUNDRED AND ONE DOLLARS AND NINETY-EIGHT CENTS (\$101.98) with a monthly communication air-time service fee for the phone of FORTY DOLLARS AND NINETY-NINE CENTS (\$40.99) for a total cost of FIVE HUNDRED AND NINETY-THREE DOLLARS AND EIGHTY-SIX CENTS (\$593.86) over the term of the agreement, and authorizing the county judge to execute all relevant documents. [Requested by Facilities Department, Account No. 001-0109-6004 (Telephone)]
- 35. Discussion and possible action to enter into an Equipment Lease Agreement with Office Communications Systems, Inc. for one (1) Toshiba ES 810 Digital Copier and accessories to be located at the Webb County Public Defenders Office for a thirty-six (36) month period (February 28, 2005 through February 27, 2008) in the amount of ONE THOUSAND THIRTY-FIVE DOLLARS AND EIGHTY-SEVEN CENTS (\$1,035.87) per quarter for a total of TWELVE THOUSAND FOUR HUNDRED AND THIRTY DOLLARS AND FORTY-FOUR CENTS (\$12,430.44) over the lease term and authorizing the County Judge to sign all relevant documents. [Requested by Public Defender, Account No. 001-1102-6402 (Repairs and Maintenance)]
- 36. Discussion and possible action to enter into an Equipment Maintenance Agreement with Office Communications Systems, Inc. for one (1) Toshiba ES 810 Digital Copier for the Public Defenders Office for a twelve (12) month period (February 28, 2005 through February 27, 2006) with copy overages invoiced at \$.0058 per print copy and authorizing the County Judge to sign all relevant documents. [Requested by Public Defender, Account No. 001-1102-6402 (Repairs and Maintenance)]

- 37. Discussion and possible action to enter into an Equipment Maintenance Agreement with Office Communications Systems, Inc. for two (2) Toshiba ES 250 Digital Copiers for the Webb County Drug Task Force for one (1) year (January 21, 2005 through January 20, 2006) with a monthly base rate of TWENTY-FIVE DOLLARS (\$25.00) with copy overages invoiced at \$.009 per print copy and authorizing the County Judge to sign all relevant documents. [Requested by Drug Task Force, Account No. 297-1100-6402 (Repairs & Maintenance Equipment)]
- 38. Discussion and possible action to enter into a two (2) year lease (October 1, 2004 through September 30, 2006) with Montego Properties, Ltd. for office lease space for the Webb and Zapata County District Attorney Task Force at a monthly rental fee of ONE THOUSAND TWO HUNDRED DOLLARS (\$1,200.00), and authorizing the county judge to execute all relevant documents. [Requested by Webb and Zapata County District Attorney; Account No. 297-1100-6012 (Rental)].
- 39. Discussion and possible action to accept 4 rights of way and public utility easements, out of Pueblo Nuevo Subdivision, one (1) right of way and public utility easement out of San Carlos Phase II Subdivision, 4 rights of way and public utility easements out of Ranchitos IV Los Minerales Subdivision, 2 rights of way and public utility easements out of Ranchitos IV Los Minerales Annex Subdivision, 4 rights of way and public utility easements out of Penitas Subdivision, 10 rights of way and public utility easements out of Los Centenarios Subdivision and 3 Warranty Deeds out of Rio Bravo City, Texas, and authorizing the County Judge to sign all relevant documents.
- **40.** Discussion and possible action to transfer funds, effective February 28, 2005: **FROM:**

001-1101-0243 (Assistant County Attorney) \$4,517.00

TO:

001-1101-0239 (Assistant County Attorney) \$4,517.00

41. Discussion and possible action to enter into a construction contract with PU-MA Builders Co. Inc., in the amount of SEVEN HUNDRED FORTY THOUSAND NINE HUNDRED TEN DOLLARS (\$740,910.00) for the Webb County Records Management Building and authorizing the County Judge to sign all relevant documents.

- 42. Discussion and possible action to approve a deductive Change Order Number 1 to the Webb County Records Management Building construction contract with PU-MA Builders Co., Inc., reducing the construction cost by ONE HUNDRED TWENTY-THOUSAND THREE HUNDRED SIX DOLLARS for a total construction cost of SIX HUNDRED TWENTY THOUSAND SIX HUNDRED FOUR (\$620,604.00) and authorizing the County Judge to sign all relevant documents.
- **43.** Discussion and possible action to approve an amendment to professional service agreement with Dr. Arturo Garza-Gongora M.D. wherein Dr. Garza-Gongora will be providing additional medical and other services to the Webb County Sheriff Department, and authorizing the county judge to execute all relevant documents. [Requested by Webb County Sheriff].
- **44.** Discussion and possible action to engage the services of Mr. Hugo N. Ramos to monitor the progress of a water well project to be conducted by Tetra Tech for a fee to be determined by the Commissioners Court, and authorizing the county judge to execute all relevant documents.

COUNTY COURT AT LAW #2

45. Discussion and possible action to approve the following line item transfer:

From: account #001-1011-6402 (equipment maintenance) \$2,500.00 To: account #001-1011-6011 (Training & Education) \$2,500.00

46. Discussion and possible action to approve the following line item transfer: From: account #001-1011-7053 (detention hearings) \$16,000.00 To: account #001-1011-6024 (court appointed/atty fees) \$16,000.00 to cover Mental Hearing.

DISTRICT ATTORNEY

47. Discussion and possible action to approve the following line item transfers:

From: Minor Apparatus and Tools #297-1100-6224 \$4,800.00
To: Office Supplies #297-1100-6001 \$2,000.00
Utilities Late Fees #297-1100-6201-Late \$300.00
Create new account Uniforms #297-1100 \$2,500.00
Total: \$4,800.00

48. Discussion and possible action to approve a Resolution for submission of the grant application for the Court Advocate (Prosecutor) Position to the Office of the Governor, Criminal Justice Division, Violence Against Women's Act Program.

ECONOMIC DEVELOPMENT

- **49.** Discussion and possible action to submit a contract time extension request to the Office of Rural Community Affairs for the Webb County 2002 CEDAP Project Contract #721175 (Colonias Tanquecitos I and Old Milwaukee) time extension up to July 5, 2006.
- 50. Discussion and possible action to authorize the submission of a project application for re-funding to the U.S. Department of Justice, Office on Violence Against Women, for a Webb County Supervised Visitation and Safe Exchange Center Project. The total project cost will not exceed Two Hundred Ninety-Five Thousand (\$295,000.00) over a two year period. There will be no County Cash match and authorizing the County Judge to execute all relevant documents.
- 51. Discussion and possible action to approve a Resolution authorizing the following County Officials; Honorable Louis H. Bruni, Honorable Frank Sciaraffa, Honorable Judith G. Gutierrez, and Honorable Cindy Cortez Brunner to be designated as Authorized Signatories for the Texas Department of Housing and Community Affairs for the Webb County Colonia Self-Help Center TCDP Contract # 724003.
- 52. Discussion and possible action to fill the following positions: (1). Vista Program Supervisor/Coordinator, slot #2212 at a salary of no more than Thirty-Five Thousand Dollars (\$35,000) based on experience at no cost to the General Fund. [Funding by the Vista Program] (2). Housing Rehabilitation Coordinator position slot #2239 at a salary of no more than Twenty-Five Thousand Dollars (\$25,000) based on experience. [Funding available in 001-0104-5001]
- 53. Discussion and possible action to approve a Resolution Authorizing the filing of a Community Outdoors Outreach Program Grant Application with the Texas Parks and Wildlife Department for grant funds not to exceed \$30,000.00; and Authorizing the County Judge to act as the County's Executive Officer and Authorized Representative in all matters pertaining to the County's participation in the Community Outdoor Outreach program.

HEADSTART

54. Discussion and possible action to approve the following line item transfer: From Account #903-4208-5001 (Payroll) \$15,000.00 To: Account #903-4207-8801 (Capital Outlay) \$15,000.00

PURCHASING

- **55.** Discussion and possible action to authorize the Purchasing Agent to purchase a cellular phone with 500 minutes for an estimated amount of \$50.00 from Autophone of Laredo for Mr. Manuel Villarreal, Rio Bravo Community Center Director.
- **56.** Discussion and possible action to authorize the Purchasing Agent to obtain surveying services from Howland Engineering & Surveying Company in the amount of \$7,500.00 for the following Right of Way: Hall Street (between Hwy 359 and Molina Ave.) and Bonita Avenue (between Welhausen St. and Hall St.) in Oilton, Texas for the Road and Bridge Department.
- 57. Discussion and possible action to authorize the Purchasing Agent the disposition of salvage or surplus property, Section 263.151 thru 263.158, Texas Local Government Code for obsolete and duplicate books from the Law Library, Rosie Cuellar-Castillo, Director.
- **58.** Discussion and possible action to authorize the Purchasing Agent to purchase the following equipment and accessories for the Constable Pct. 3 Annette Munoz:

Vehicle	Vendor	Price
One Ford 150 Supercab	Phipott Motor Company	\$17,046.00
Equipment	Vendor	Price
Radar	Decatur Electronics	\$ 1,990.00
In-Car Video System	Decatur Electronics	\$ 3,015.00
Lightbar	G.T. Distributors, Inc.	\$ 2,469.70
Two-Way Radio	Tri-County Comm., LTD	\$ 1,558.00
Emergency Accessories	Villarreal Electric Co.,Inc.	\$ 1,025.63
Public Safety Console	Emergency Supplies of	
•	Pasadena	\$ 399.50
Installation of Grille Guard	Laredo Muffler Shop, Inc.	\$ 175.00
Reflective Decals	Visual Signs	\$ 420.00
GRAND TOTAL		\$28,098.83

59. Discussion and possible action to award/reject the following bids for the Rio Bravo Housing Rehabilitation Program, Self-Help Program:

Bid 2005-46	San Juanita Navarro 1533 Margarita Rio Bravo, Tx	Two Sons Construction \$10,670.00
	Guadalupe Arce 1550 Margarita Rio Bravo, Tx	Two Sons Construction \$17,400.00
Bid 2005-47	Clarita Ramos 1733 Patricia Lane Rio Bravo, Tx	Two Sons Construction \$22,740.00
	Sara Morales 1426 Centeno Rio Bravo, Tx	Two Sons Construction \$21,410.00

ROAD & BRIDGE

60. Discussion and possible action to authorize the Webb County Purchasing Agent to go out for bids for equipment needed for the Road & Bridge Department.

<u>SHERIFF</u>

- **61.** Discussion and possible action to approve the following changes for personnel of the Webb County Sheriff's Department effective February 28, 2005. The salary increases are equal to the salary decreases and the amount of personnel costs budgeted for fiscal year 2004-2005 remains unchanged.
- **62.** Discussion and possible action to create seven (7) slots from the forfeiture funds for the Webb County Sheriff's Department for the Webb County Jail:

2 slots from fund 168 for the amount of \$48,754.00 with fringe benefits 5 slots from fund 170 for the amount of \$121,885.00 with fringe benefits

TAX ASSESSOR COLLECTOR

63. Discussion and possible action to approve \$2,600.00 increase to the Tax Assessor-Collector change fund from \$7,500.00 to \$10,100.00.

EXECUTIVE SESSION

- 64. Discussion and possible action for Members of Commissioners Court to appoint members of the Webb County Employee Grievance Committee pursuant to §14.04 of the Webb County Personnel Policies Manual, and any related matters. Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney).
- 65. Discussion and possible action to engage the services of Allison Bass and Associates to perform legal services intended for environmental litigation in connection with Ponderosa landfill application. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].
- **66.** Adjournment

The Webb County Commissioners Court hereby reserves the right to go into executive session at any time during this public meeting, if such is requested by the County Attorney or other legal counsel for the County, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

♣ DISABILITY ACCESS STATEMENT **♣**

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid of service such as interpreters for persons who are deaf or hearing impaired, readers, or need large print are requested to contact the court administrator at (956) 523-4622.

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DATED THIS DAY OF FEBRUARY, 2005.	
By: YOLANDA L. CARRILLO COURT ADMINISTRATOR	
CERTIFICATION OF NOTICE AND PO	<u>STING</u>
I, the undersigned, County Clerk, do hereby certify that meeting of the Webb County Commissioners Court, is a of said notice, and that I posted a true and correct copy bulletin board at the Courthouse door of Webb County, readily accessible to the general public at all times on the, 2005 and said notice remained so post least 72 hours preceding the scheduled time of said remained so post procedures.	true and correct copy of said notice on the Texas, at a place ne day of osted continuously for
DATED THIS DAY OF	, 2005
COUNTY CLERK, WEBB COUNTY, TEXAS	